

**REMARKS**

This amendment is responsive to the Office Action of September 23, 2010.  
Reexamination and reconsideration of the application are respectfully requested.

**The Office Action**

**Claims 1-42 and 44-46** were noted as defining over the art of record.

**Claims 1-42 and 44-46** stand rejected under 35 USC §112, first paragraph.

**Telephone Interview**

Applicant thanks the Examiner for the telephone interview granted January 13, 2011. During the interview, it was agreed to amend **claim 1** as submitted herewith to overcome the rejection under 35 USC §112, first paragraph. In addition, Remarks, which are consistent with the discussion during the telephone interview, are submitted herewith. It is Applicant's understanding that these Remarks, along with the amendment to **claim 1**, put the application into condition for allowance.

**35 USC §112**

**Claim 1** has been amended to replace the term "processing device" with "computing device." As agreed during the telephone interview, this amendment overcomes the rejection of the classifying step in **claim 1**.

The term "one or more" in **claim 1** was also rejected as not enabled by the specification. During the telephone interview, Applicant provided an example to the Examiner showing that "the weight given to one or more of the overall qualities of elevation,

erythema or scale of the patient's psoriasis plaques in classifying the severity of the patient's psoriasis into a higher class is greater than the weight given to other of the overall qualities," as recited in **claim 1**, is supported in the specification. More specifically, with reference to **FIGURE 1**, if it is determined in **Step 1** (left side of the figure) that 10%–20% of the body surface is involved (e.g., includes psoriasis), a determination is made in **Step 2** whether, for example, either "mild erythema or mild/moderate scale" is present or "moderate erythema" is present. If only mild erythema (as opposed to mild/moderate scale) is present, **Step 3** results in determination of a MILD classification (e.g., global score) of psoriasis. However, if moderate erythema is present, **Step 3** results in a MILD TO MODERATE classification (e.g., global score) of psoriasis (which is a higher classification than MILD). In addition, if mild elevation is present, **Step 3** results in a MODERATE classification (e.g., global score) of psoriasis (which is a higher classification than MILD TO MODERATE).

In the example described above, since mild elevation results in a higher classification (global score) of psoriasis (e.g., MODERATE) than moderate erythema and moderate scale, more weight is given to elevation relative to erythema and scale. In addition, since moderate erythema results in a higher classification (global score) of psoriasis (e.g., MILD TO MODERATE) than mild or moderate scale, more weight is given to erythema relative to scale. Similarly, since only mild erythema is necessary to result in the same classification (global score) of psoriasis (e.g., MILD) that requires mild or moderate scale, more weight is given to erythema relative to scale.

In the example described above, the weight given to one or more of the overall qualities of elevation, erythema or scale of the patient's psoriasis plaques in classifying the severity of the patient's psoriasis into a higher class is greater than the weight given to other of the overall qualities, as recited in **claim 1**.

In the Office Action, the Examiner also requested clarification regarding priority for computing the score or computing the overall classification. As discussed during the

telephone interview (and with reference to the remarks provided above), score and classification are used interchangeably.

For the reasons discussed above, all claims now meet the statutory requirements of 35 USC §112.

### **CONCLUSION**

For the foregoing reasons, it is submitted that the claims of the present application are in condition for allowance. Early notice thereof is respectfully requested.

Should the Commissioner decide that any fee or fee deficiency is due, the Commissioner is hereby authorized to charge any and all such fees, and/or credit any overpayments, incurred as a result of entering this amendment to Deposit Account No. 03-0172, Order No. 29131.04003.

Respectfully submitted,

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